

## MINUTES

### MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

#### COMMITTEE ON APPROPRIATIONS

**Call to Order:** Chair Nancy Ballance, on February 15, 2017 at 3:00 P.M., in Room 102 Capitol

#### ROLL CALL

**Members Present:**

Rep. Nancy Ballance, Chair (R)  
Rep. Randy Brodehl, Vice Chair (R)  
Rep. Kelly McCarthy, Vice Chair (D)  
Rep. Dan Bartel (R)  
Rep. Tom Burnett (R)  
Rep. Mike Cuffe (R)  
Rep. Kimberly Dudik (D)  
Rep. Janet Ellis (D)  
Rep. Carl Glimm (R)  
Rep. Bradley Hamlett (D)  
Rep. Mike Hopkins (R)  
Rep. Donald W. Jones (R)  
Rep. Jim Keane (D)  
Rep. Jon A. Knokey (R)  
Rep. Ryan Lynch (D)  
Rep. Jimmy Patelis (R)  
Rep. Rae Peppers (D)  
Rep. Marilyn Ryan (D)  
Rep. Brad Tschida (R)

**Members Excused:**

Rep. Rob Cook (R)  
Rep. Kenneth L. Holmlund (R)  
Rep. Tom Woods (D)

**Members Absent:** None

**Staff Present:** Julie Johnson, Legislative Branch  
Joe Triem, Legislative Branch  
Sherri Row, Committee Secretary

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 228, 2/13/2017; HB 339, 2/13/2017

Executive Action: HB 62, HB 77; HB 110; HB 126; HB 187; HB 198; HB 205; HB 257; HB 302; HB 335

**HEARING ON HB 228****Opening Statement by Sponsor:**

00:01:28 Rep. Jim Keane (D), HD 73, opened the hearing on HB 228, Provide funding for sage grouse stewardship.

**Proponents' Testimony:**

00:03:11 John Tubbs, Director, Department of Natural Resources and Conservation (DNRC)  
00:04:53 Dave Galt, Montana Petroleum Association  
00:05:23 Rep. Holmlund joined the meeting  
00:05:33 Errol Rice, Montana Stockgrowers Association (MSGA)  
00:06:40 Jessica Sena, Montana Petroleum Association  
00:07:48 Peggy Trenk, Treasure State Resources Association  
00:08:30 Chelcie Cargill, Montana Farm Bureau Federation (MFBF)  
00:09:23 Mark Aagenes, Montana Nature Conservancy  
00:09:51 Elena Evans, Montana Association of Conservation Districts  
00:10:20 Mike Penfold, Our Montana

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:10:57 Rep. Burnett  
00:12:45 Rep. Keane  
00:13:22 Rep. Knokey  
00:15:31 Rep. Keane  
00:15:46 Vice Chair Brodehl  
00:16:15 John Tubbs, DNRC  
00:18:11 Rep. Hamlett  
00:26:02 John Tubbs, DNRC  
00:26:43 Rep. Hamlett  
00:27:06 Rep. Keane  
00:28:36 Rep. Burnett  
00:28:52 John Tubbs, DNRC  
00:29:53 Chair Ballance  
00:31:17 Dave Galt,  
00:33:29 Chair Ballance  
00:34:02 Dave Galt,  
00:34:30 John Tubbs, DNRC

**Closing by Sponsor:**

00:36:27 Rep. Keane

**HEARING ON HB 339****Opening Statement by Sponsor:**

00:37:46 Rep. Carl Glimm (R), HD 6, opened the hearing on HB 339, Revise laws related to exempt appropriations of water.

**Proponents' Testimony:**

00:41:09 Abigail St. Lawrence, Montana Association of Realtors, Montana Building Industry Association (MBIA)  
00:41:44 Rep. Cook joined the meeting  
00:43:42 Krista Lee Evans, Senior Water Rights Coalition (SWRC), Association Gallatin Agricultural Irrigators (AGAI), Montana Stockgrowers Association (MSGA), Montana Farm Bureau (MFB)

**Opponents' Testimony:**

00:45:56 Jeff Barber, Clark Fork Coalition, Montana Trout Unlimited  
00:47:39 Tim Burton, Montana League of Cities and Towns

**Informational Testimony:**

00:48:45 Brian Bramblett, Department of Natural Resources and Conservation (DNRC)  
00:49:12 Tom Martin, Montana Department of Transportation (MDT)

**Questions from Committee Members and Responses:**

00:49:44 Chair Ballance  
00:56:58 Tom Martin, MDT

**Closing by Sponsor:**

00:57:17 Rep. Glimm  
  
00:59:57 Recessed  
01:27:33 Reconvened - with Rep. Woods present

**EXECUTIVE ACTION ON HB 62**

01:27:49 **Motion/Vote:** Rep. Brodehl moved that **HB 62 DO PASS**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 77**

01:28:32 **Motion:** Rep. Brodehl moved that **HB 77 DO PASS**.

01:28:41 **Motion/Vote:** Rep. Brodehl moved that **HB 77 BE AMENDED**. Motion carried unanimously by voice vote.

**EXHIBIT(aph33a01)**

01:29:36 **Motion/Vote:** Rep. Brodehl moved that **HB 77 DO PASS AS AMENDED**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 126**

01:30:06 **Motion/Vote:** Rep. Brodehl moved that **HB 126 DO PASS**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 187**

01:31:26 **Motion/Vote:** Rep. Brodehl moved that **HB 187 DO PASS**. Motion carried 19-3 by roll call vote with Rep. Brodehl, Rep. Burnett and Rep. D. Jones voting no.

**EXECUTIVE ACTION ON HB 205**

01:32:58 **Motion:** Rep. Brodehl moved that **HB 205 DO PASS**.

01:33:07 **Motion/Vote:** Rep. McCarthy moved that **HB 205 BE AMENDED**. Motion carried 21-1 by voice vote with Rep. Tschida voting no.

**EXHIBIT(aph33a02)**

01:34:33 **Motion/Vote:** Rep. Brodehl moved that **HB 205 DO PASS AS AMENDED**. Motion carried 17-5 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Keane, Rep. Lynch and Rep. Woods voting no.

**EXECUTIVE ACTION ON HB 257**

01:36:04 **Motion/Vote:** Rep. Brodehl moved that **HB 257 DO PASS**. Motion carried 17-5 by roll call vote with Rep. Brodehl, Rep. Glimm, Rep. Holmlund, Rep. D. Jones and Rep. Patelis voting no.

**EXECUTIVE ACTION ON HB 302**

01:37:54 **Motion/Vote:** Rep. Brodehl moved that **HB 302 BE TABLED**. Motion carried 21-1 by voice vote with Rep. Hamlett voting no.

**EXECUTIVE ACTION ON HB 335**

01:38:44 **Motion/Vote:** Rep. Brodehl moved that **HB 335 BE TABLED**. Motion carried 20-2 by roll call vote with Rep. Hamlett and Rep. Woods voting no.

**EXECUTIVE ACTION ON HB 110**

01:40:38 **Motion:** Rep. Brodehl moved that **HB 110 DO PASS**.

01:40:46 **Motion/Vote:** Rep. Glimm moved that **HB 110 BE AMENDED**. Motion carried unanimously by voice vote.

**EXHIBIT(aph33a03)**

01:41:34 **Motion/Vote:** Rep. Brodehl moved that **HB 110 DO PASS AS AMENDED**. Motion carried unanimously by voice vote.

**EXECUTIVE ACTION ON HB 198**

01:42:08 **Motion:** Rep. Brodehl moved that **HB 198 DO PASS.**

01:42:10 Vice Chair Brodehl and Rep. Glimm left the meeting

01:42:13 **Motion:** Rep. McCarthy moved that **HB 198 BE AMENDED.**  
**EXHIBIT(aph33a04)**

**Discussion:**

01:43:19 Kris Wilkinson, Legislative Fiscal Division (LFD)

01:48:18 Rep. Bartel

**EXHIBIT(aph33a05)**

01:48:37 Rep. Dudik

01:48:59 Kris Wilkinson, LFD

01:49:17 Rep. Dudik

01:49:23 Kris Wilkinson, LFD

01:49:52 Rep. Dudik

01:50:01 Kris Wilkinson, LFD

01:50:09 Rep. Bartel

01:51:16 Vice Chair McCarthy

01:54:18 **Vote:** Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Brodehl and Rep. Glimm voted by proxy.

01:55:56 **Motion/Vote:** Rep. Holmlund moved that **HB 198 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Brodehl and Rep. Glimm voted by proxy.

**EXHIBIT(aph33a06)**

01:57:28 **Substitute Motion/Vote:** Rep. McCarthy made a substitute motion that **HB 198 BE TABLED.** Substitute Motion failed 9-13 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting aye. Rep. Brodehl and Rep. Glimm voted by proxy.

01:57:40 Rep. Glimm joined the meeting

01:58:58 **Motion/Vote:** Rep. Holmlund moved that **HB 198 DO PASS AS AMENDED.** Motion carried 13-9 by roll call vote with Rep. Dudik, Rep. Ellis, Rep. Hamlett, Rep. Keane, Rep. Lynch, Rep. McCarthy, Rep. Peppers, Rep. Ryan and Rep. Woods voting no. Rep. Brodehl voted by proxy.

02:00:59 Chair Ballance

**ADJOURNMENT**

Adjournment: 02:01:16

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Sherri Row, Secretary

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Additional Documents:

**EXHIBIT([aph33aad.pdf](#))**